

FITZPATRICK, CELLA, HARPER & SCINTO

1900 K Street, N.W.,
Washington, D.C. 20006-1110
(202) 530-1010
Facsimile: (202) 530-1055

**RECEIVED
CENTRAL FAX CENTER**

JAN 11 2007

FACSIMILE COVER SHEET

TO: Nancy Johnson, Petitions Attorney
(571) 272-8300
U.S. Patent and Trademark Office

FROM: William M. Wannisky

RE: Appln. No.: 10/694,862
Patent No. 6,944,418 B2
Attny Dkt. No. 03500.017676

FAX NO.: (571) 273-8300

DATE: January 11, 2007

NO. OF PAGES: 6
(including cover page)

TIME:

SENT BY:

MESSAGE**Certificate of Facsimile Transmission**

I hereby certify that this correspondence is being facsimile transmitted to
the Patent and Trademark Office (Fax No. (703) 273-8300)
571

on 1-11-07
(Date)

Typed or printed name of person signing this certificate

Arlene Y. Ross

Signature

[Handwritten Signature]

**IF YOU DO NOT RECEIVE ALL THE PAGES
PLEASE CALL 202-530-1010 AS SOON AS POSSIBLE.**

Note: We are transmitting from a Canon Model FAX-L770
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED ONLY FOR THE USE OF THE ADDRESSEE INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.

**RECEIVED
CENTRAL FAX CENTER**

03500.017676

JAN 11 2007PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:)	
Tomohiro TAMAOKI)	Examiner: Hoang Ngo
U.S. Patent No.: 6,944,418 B2)	Group Art Unit: 2852
Issued: September 13, 2005)	Confirmation No.: 5693
Appl. No.: 10/694,862)	
Filed: October 29, 2003)	
For: IMAGE FORMING APPARATUS)	January 11, 2007

Commissioner for Patents
Mail Stop: PETITIONS
Post Office Box 1450
Alexandria, VA 22313-1450

ATTN.: Nancy Johnson, Petitions Attorney

**RESUBMISSION OF COMMENTS ON
DETERMINATION OF PATENT TERM ADJUSTMENT**

Sir:

Patentee received an Issue Notification dated September 13, 2005, which indicates a Patent Term Adjustment (the "PTA") of "70" days in the above-identified patent. Patentee has reviewed the PTA, and it appears that it should be --67-- days rather than 70 days.

In response, Patentee filed Comments on Determination of Patent Term Adjustment (the "Comments") on September 29, 2005, requesting reconsideration of the PTA. A date-stamped copy of the Comments, along with a copy of the Patent Term Adjustment History form obtained from PAIR is enclosed. The date-stamp on the Comments evidences the filing of that foregoing paper on September 29, 2005.

Patentee has not yet received a Decision on the Comments.

In a telephone conversation of even date with Petitions Attorney, Nancy Johnson, it was agreed that the Comments filed September 29, 2005, will be resubmitted for consideration and a decision on the Patent Term Adjustment.

Favorable consideration hereof and issuance of a Decision and issuance of a Certificate of Correction, if necessary, is respectfully requested.

Patentee believes that no fee is required. However, the Commissioner is hereby authorized to charge Patentee's Deposit Account No. 06-1205 for any deficiencies.

Patentee's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our New York office at the address given below.

Respectfully submitted,

/William M. Wannisky/

William M. Wannisky
Attorney for Patentee
Registration No. 28,373

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200
WMW:ayr

DC_MAIN 296362v1

Certificate of Facsimile Transmittal

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office (Fax No. ~~(793)~~ 273-8300)

on 1-11-07
(Date)

Typed or printed name of person signing this certificate

Arlene Y. Ross

Signature [Handwritten Signature]

RECEIVED
CENTRAL FAX CENTER

JAN 11 2007

PATENT APPLICATION

03500.017676



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tomohiro TAMAOKI

Application No.: 10/694,862

Filed: October 29, 2003

For: IMAGE FORMING APPARATUS

U.S. Patent No. 6,944,418 B2

Issued: September 13, 2005

Examiner: H. Ngo

Group Art Unit: 2852

September 29, 2005


Commissioner for Patents
Mail Stop: PETITIONS
P.O. Box 1450
Alexandria, VA 22313-1450COMMENTS ON DETERMINATION OF PATENT TERM ADJUSTMENT

Sir:

Patentee respectfully requests review of the Patent Term Adjustment determined for the above-identified patent. The data presently available from the PAIR system appears to indicate an incorrect number of days determined for the USPTO Delay and/or for the Applicant's Delay.

Patentee's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,


Jason M. Okun
Attorney for Patentee
Registration No. 48,512

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 527758v1

Printer Friendly

0/694,862

IMAGE FORMING APPARATUS

NMW

03500.017676

CF017676 US

6.944,418

Patent Term Adjustment History

PTA = 0

Patent Term Adjustment (PTA) for Application Number: 10/694,862			
			Days
Filing or 371(c) Date:	10-29-2003	USPTO Delay (PTO):	70
Issue Date of Patent:	09-13-2005	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	0
Post-Issue Petitions (days):	+0	Total PTA:	70
USPTO Adjustment (days):	+0	Explanation Of Calculations	

(67)

Patent Term Adjustment History

Date	Contents Description	PTO (Days)	APPL (Days)
09-13-2005	Patent Issue Date Used in PTA Calculation	68	70
07-21-2005	Receipt into Pubs	↑	
07-20-2005	Dispatch to FDC	↑	
07-20-2005	Application Is Considered Ready for Issue	↑	
07-14-2005	Receipt into Pubs	↑	
06-10-2005	Workflow - File Sent to Contractor	↑	
03-07-2005	Issue Fee Payment Received 5 7	↑	1
03-05-2005	Issue Fee Payment Verified 2 -	↑	
12-06-2004	Mail Notice of Allowance	↑	
12-01-2004	Issue Revision Completed	↑	
11-29-2004	Notice of Allowance Data Verification Completed	↑	
02-26-2004	IFW TSS Processing by Tech Center Complete	↑	
02-26-2004	Case Docketed to Examiner in GAU	↑	
02-09-2004	Application Is Now Complete	↑	
02-06-2004	Application Is Now Complete	↑	
02-05-2004	Application Return from OIPE	↑	
02-05-2004	Application Return TO OIPE	↑	
02-05-2004	Application Dispatched from OIPE	↑	
01-30-2004	Cleared by L&R (LARS)	↑	
01-20-2004	Referred to Level 2 (LARS) by OIPE CSR	↑	
01-13-2004	Request for Foreign Priority (Priority Papers May Be Included)	↑	
12-20-2003	IFW Scan & PACR Auto Security Review	↑	
12-18-2003	Reference capture on IDS	↑	
12-18-2003	Information Disclosure Statement (IDS) Filed	↑	
10-29-2003	Initial Exam Team nn	↑	

7
70 + 9-13 = 79 68

3-6 to 3-7

- 3 days
file paper

Close Window